

This agreement to run with any patent granted on the above-identified patent application and to be binding upon the grantee, his successors or assigns.

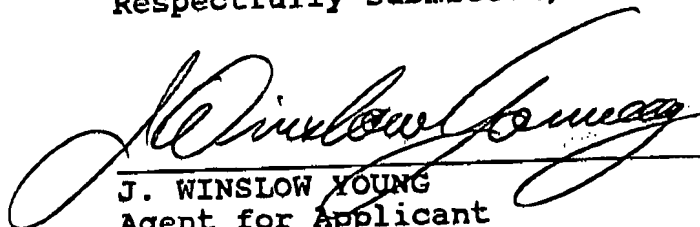
FAX RECEIVED

MAY 05 1999

signed at Centerville, Utah this 5th day of May 1999

Group 3700

Respectfully submitted,



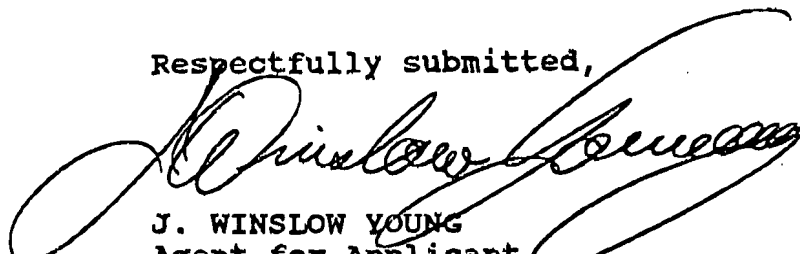
J. WINSLOW YOUNG
Agent for Applicant
Registration No. 25948

CERTIFICATE OF TRANSMITTAL VIA FACSIMILE

I hereby certify that this TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION for Patent Application Serial No. 08/707,991 for SPINAL FIXATION APPARATUS AND METHOD in the name of Donald W. Bryan is being transmitted via facsimile to the attention of Examiner David Reip at (703) 308-2708.

Dated this 5th day of May 1999.

Respectfully submitted,



J. WINSLOW YOUNG
Agent for Applicant
Registration No. 25948

P.O. Box 1088
Centerville, Utah 84014-5088
Telephone: (801) 292-1248
Facsimile: (801) 292-3484

Docket No. 261b